

Fiscal impact reports (FIRs) are prepared by the Legislative Finance Committee (LFC) for standing finance committees of the NM Legislature. The LFC does not assume responsibility for the accuracy of these reports if they are used for other purposes.

Current FIRs (in HTML & Adobe PDF formats) are available on the NM Legislative Website (legis.state.nm.us). Adobe PDF versions include all attachments, whereas HTML versions may not. Previously issued FIRs and attachments may be obtained from the LFC in Suite 101 of the State Capitol Building North.

FISCAL IMPACT REPORT

ORIGINAL DATE 2/10/06

SPONSOR Sánchez, B. LAST UPDATED _____ HB _____

SHORT TITLE Guadalupe Hidalgo Treaty Division Reporting SB 225

ANALYST Medina

APPROPRIATION (dollars in thousands)

Appropriation		Recurring or Non-Rec	Fund Affected
FY06	FY07		
	NFI		

(Parenthesis () Indicate Expenditure Decreases)

SOURCES OF INFORMATION

LFC Files

Responses Received From

Office of the Attorney General (AGO)

SUMMARY

Synopsis of Bill

Senate Bill 225 amends Section 8-15-18 NMSA 1978, which relates the Guadalupe Hidalgo Treaty Division of the Office of the Attorney General, to require that the AG report the findings and recommendations of the division to the legislature on an annual basis.

FISCAL IMPLICATIONS

The additional reporting requirement would entail a minimal fiscal and administrative impact to the Office of the Attorney General.

SIGNIFICANT ISSUES

Article 2, Section 5 of the Constitution of New Mexico guarantees that the rights, privileges and immunities, civil, political and religious guaranteed to the people of New Mexico by the Treaty of Guadalupe Hidalgo shall be preserved inviolate.

According to the AG's analysis, "the general incorporation by reference of federal law into the statutory law of New Mexico may be subject to legal attack".

WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL

Should this legislation not be enacted, the citizens of New Mexico will not enjoy an annual report of accountability from the Office of the Attorney General ensured to them by the spirit of Article 2, Section 5 of Constitution of New Mexico.

DXM/yr